



State of Michigan  
John Engler, Governor

Department of Consumer & Industry Services  
Kathleen M. Wilbur, Director

Corporation, Securities and  
Land Development Bureau  
Carl L. Tyson, Director

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Property Development Division  
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517-334-6327

Records Information and  
Certification Units  
1-900-555-0031

Document Review Section  
517-334-6302

Annual Report Section  
517-334-6300

MEETING MINUTES AS REQUIRED BY  
SECTION 9 OF ACT NO. 267 OF THE  
PUBLIC ACT OF 1976

Proposed Minutes Prepared  
by: Robin Wojcik  
for State Boundary Commission

Docket #96-AP-6 / St. Joseph County  
Lockport Township / City of Three Rivers

### MEETING INFORMATION

WHERE: Lansing

WHEN: June 18, 1996

TYPE: Adjudicative - Legal Sufficiency

#### COMMISSIONERS PRESENT:

Kenneth VerBurg  
David Rutledge  
Lloyd Walker  
Donald Easterday  
Gordon Meyer

#### COMMISSIONERS ABSENT:

MOTION: To reject this petition on the ground that the filing was faulty.

MOVED BY: Rutledge

SUPPORTED BY: Easterday

#### VOTE:

AYES: All

MOTION: To adopt the draft Findings of Fact as the Commission's recommendation to the Director.

MOVED BY: Walker

SUPPORTED -

#### VOTE:

AYES: All

STATE OF MICHIGAN  
DEPARTMENT OF CONSUMER & INDUSTRY SERVICES  
BEFORE THE STATE BOUNDARY COMMISSION

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In the matter of:

Boundary Commission  
Docket #96-AP-6

The proposed annexation of  
territory in Lockport Township  
to the City of Three Rivers.

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FINDINGS OF FACT AND ORDER

This matter having come before State Boundary Commissioners VerBurg, Rutledge and Walker, and St. Joseph County Boundary Commissioners Easterday and Meyer for adjudication on legal sufficiency in Lansing, Michigan, on June 18, 1996, the Commission made its findings on said date.

THE COMMISSION FINDS THAT:

1. On May 16, 1996, a petition, designated Docket #96-AP-6, was filed asking for the annexation of certain territory in Lockport Township to the City of Three Rivers.
2. On June 18, 1996, the State Boundary Commission examined the petition at an adjudicative meeting held in Lansing and found the PART V description for the 13.9 acre parcel is not consistent with the land described in the ownership documents.
3. The Commission recommends rejection of this petition on the grounds that it fails to conform to the Act and Rules.
4. On June 18, 1996, at an adjudicative meeting in Lansing, State Boundary Commissioners VerBurg, Rutledge and Walker, and St. Joseph County Boundary Commissioners Easterday and Meyer approved the draft Findings of Fact and voted to recommend that the Order be executed.
5. Pursuant to Section 8 of Public Act 191 of 1968, as amended, the Commission will return this petition to the primary petitioner, along with a certified copy of the findings.

ORDER

DOCKET #96-AP-6

IT IS ORDERED THAT the petition shall, forthwith, be returned to the primary petitioner, along with a certified copy of these Findings of Fact and Order, which are declared to be operative as of the date below.

IT IS FURTHER ORDERED THAT a certified copy of these Findings of Fact and Order shall, forthwith, be transmitted to the Clerks of St. Joseph County, Lockport Township, and the City of Three Rivers.

Kathleen M. Wilbur

Kathleen M. Wilbur, Director  
Department of Consumer & Industry Services

June 24, 1996  
Date



State of Michigan  
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Date: June 18, 1996

To: State and St. Joseph County Boundary Commissioners

From: Robin Wojcik, Analyst  
State Boundary Commission

*Robin Wojcik*

Subject: Legal Sufficiency Review, Docket #96-AP-6  
Lockport Township/City of Three Rivers  
St. Joseph County

This petition by owners of at least 75% of the territory, exclusive of road right-of-way, was filed on May 16, 1996. The petition requests annexation from Lockport Township to the City of Three Rivers.

The map and legal description, submitted as part of this petition, have been reviewed by the Subdivision Control Unit of the Department of Consumer & Industry Services. A copy of that unit's letter is attached.

Boundary Commission staff have reviewed the other petition documentation submitted and found them substantially accurate and complete.

Attachment



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June 6, 1996

Ms. Robin Wojcik  
Analyst  
State Boundary Commission  
Department of Consumer & Industry Services

RE: , Docket #96-AP-6, Annexation of certain territory in Lockport Township, St.  
Joseph County, to the City of Three Rivers.

Dear Robin:

We have reviewed the PART I map, the PART III legal description, the PART V legal description and the ownership documents in **Docket #96-AP-6** and have the following comments for your consideration.

The description of the first parcel listed in PART III of the annexation petition contains an error which appears to be typographical in nature. Call to the southwesterly line of the railroad should be southeasterly.

The PART I map and the PART III legal descriptions are substantially accurate and substantially consistent with each other.

The territory proposed for annexation is contiguous with the **City of Three Rivers** limits on file with the Secretary of State.

The PART V description for the 13.90 acre parcel is **not** consistent with the ownership documents. Ownership documents show that the petitioner owns only a portion of the land described in the PART V description.

Sincerely,

Maynard R. Dyer, P.S., Manager  
James E. Ingalls, P.S., Plat Examiner

J.E.

MRD/JEI/dh